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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

11

12 CLR HANSON INDUSTRIES, LLC d/b/a
13 INDUSTRIAL PRINTING, and HOWARD
STERN, on behalf of themselves and all others
similarly situated.

CASE NO. C O5-03649 JW

**DECLARATION OF LESLIE
ALTHERR**

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Plaintiffs,

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v

GOOGLE, INC.,

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Defendant

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I, Leslie Altherr, declare as follows:

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22 declaration in support of Google's Motion For Summary Judgment, or in the Alternative, For
23 Summary Adjudication. I have personal knowledge of the facts set forth below except as to
24 those matters stated on information and belief, and as to those matters, I believe them to be true.
25 If called upon to testify, I could and would testify competently as to the matters set forth herein.
26 I submit this declaration under the direction of counsel and, except for the matters stated herein,
27 do not waive any attorney-client or work product privileges.

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DECLARATION OF LESLIE ALTHERR

CASE NO. 05-03649

[41063-0023-000000/Alther declaration.DOC]

2. I have been responsible for overseeing and managing the collection of documents requested by our outside counsel, Perkins Coie LLP. I previously collected all available versions of the AdWords Frequently Asked Questions (“FAQs”), from July 2002 to the present, which appeared on the AdWords website. In addition, I previously collected the AdWords Program Terms and Conditions (“Terms”) from July 2002 and October 2003.

3. Attached as Exhibit 1 is a true and correct copy of the AdWords Terms from July 2002.

4. Attached as Exhibit 2 is a true and correct copy of the AdWords Terms from October 2003.

5. Attached as Exhibit 3 is a true and correct copy of the AdWords FAQs that appeared on the AdWords website in July 2002.

6. Attached as Exhibit 4 is a true and correct copy of the AdWords FAQs that appeared on the AdWords website in October 2003.

I declare under penalty of perjury under the laws of the State of California and the United States that the foregoing is true and correct.

Executed this 29 day of September, 2006, at Mountain View, California.


Leslie Alther